

**MINUTES
REGULAR MEETING**

City Council of the Town of Colma
City Hall, 1198 El Camino Real
Colma, CA 94014

**Tuesday, April 12, 2006
7:30 p.m.**

PLEDGE OF ALLEGIANCE - CALL TO ORDER

Mayor Fiscaro announced that no action was taken at the Closed Session under Gov't. Code Section 54957, Conference with Labor Negotiator and Gov't. Code Section 54956.9(a), Conference with Legal Counsel – Existing Litigation.

ROLL CALL – Mayor Helen Fiscaro called the Regular Meeting of the City Council for the Town of Colma to order at 7:45 p.m.

Council Present – Vice Mayor Frossanna Vallergera and Council Members C.R. “Larry” Formalejo Philip J. Lum, Jr. and Joseph Silva.

Council Absent – None

Also Present - Rae Gonzalez, City Treasurer

Staff Present – City Manager Diane McGrath, Assistant City Manager, Laura Allen, City Attorney Roger Peters, Police Commander Greg Hart, City Engineer Rick Mao, City Planner Andrea Ouse, Brian Dossey Director of Recreation Services and Recording Clerk Carol Ann Butler.

PUBLIC COMMENTS

Franco Carson – 579 “D” Street commented on the Measure R Election.

PRESENTATIONS AND INTRODUCTIONS

National Arbor Day Proclamation

Mayor Fiscaro presented the proclamation to Brian Dossey, Director of Recreation Services.

West Nile Virus and Mosquito and Vector Control Awareness Week

Mayor Fiscaro presented the proclamation to Angela Rory, representing San Mateo County Mosquito Abatement. Ms. Rory announced that Awareness Week is April 24-30, 2006.

CONSENT CALENDAR

1. Motion to Approve Minutes of March 14, 2006 Adjourned Regular City Council Meeting
2. Motion to Approve Warrants List for March 2006.
3. Motion to Approve the Quarterly Recreation Report.
4. Motion to Adopt Second Reading of an Ordinance No. 643 Making Technical Amendments to the Colma Municipal Code by Eliminating Inconsistent or Redundant Provisions and Repealing Outdated Provisions and Waive Reading of the Ordinance.

Vice Mayor VALLERGA moved **Council approval of Consent Calendar Items 1 through 4**, seconded by Councilmember LUM and **carried** by the following roll call vote:

Action:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Helen Fisicaro	✓				
Frossanna "Fro" Vallergera	✓				
C.R. "Larry" Formalejo	✓				
Philip J. Lum, Jr.	✓				
Joseph Silva	✓				
Voting Tally	5	0			

PUBLIC HEARING

5. **Consider: Approval of Use Permit at 480 Collins, Unit F. (Property Owner – Ucelli)**

Andrea Ouse, City Planner, presented the staff report.

Mayor Fisicaro declared the public hearing opened at **7:55 p.m.**

Alex Usopov, the applicant, was present but did not participate in the discussion.

The public hearing was declared closed at **8:00 p.m.**

Action:

Title of Resolution No. 2006-13:

RESOLUTION APPROVING A USE PERMIT TO USE THE PROPERTY AT 480 COLLINS AVENUE, UNIT F, FOR THE BUSINESS OF REPAIR AND SALE OF USED RESTAURANT APPLIANCES AND EQUIPMENT (APN 010-421-16)

Vice Mayor VALLERGA moved **adoption of Resolution No. 2006-13**, seconded by Councilmember LUM and **carried** by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Helen Fisicaro	✓				
Frossanna Vallergera	✓				
Larry Formalejo	✓				
Philip J. Lum, Jr.	✓				
Joseph Silva	✓				
Voting Tally	5	0			

6. **Consider: Approval of Lot Line Adjustment at El Camino Real/Mission Road: Between Cypress Lawn and Cypress Abbey Company (APN# 011-341-068, 011-341-071) 1370 El Camino Real.**

Andrea Ouse, City Planner, presented the staff report.

Mayor Fisicaro declared the public hearing open at **8:05 p.m.**

Appearance:

Ken Varner, President of Cypress Lawn

Mayor Fisicaro declared the public hearing closed at **8:06 p.m.**

Action:

Title of Resolution No. 2006-14:

RESOLUTION APPROVING A LOT LINE ADJUSTMENT BETWEEN CYPRESS LAWN CEMETERY AND CYPRESS ABBEY COMPANY 1370 EL CAMINO REAL.

Vice Mayor VALLERGA moved **adoption of Resolution No. 2006-14**, seconded by Councilmember LUM and **carried** by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Helen Fisicaro	✓				
Frossanna Vallergera	✓				
Larry Formalejo	✓				
Philip J. Lum, Jr.	✓				
Joseph Silva	✓				
Voting Tally	5	0			

7. **Consider: Approval of Lot Line Adjustment at El Camino Real/Mission Road: Between Cypress Lawn and Cypress Abbey Hillside (APN# 011-360-350, 011-360-360 and 011 -360-370 1370) 1701 Hillside Blvd.**

Andrea Ouse, City Planner, presented the staff report.

Mayor Fiscaro declared the public hearing open at **8:10 p.m.**

Appearance:

Ken Varner, President of Cypress Lawn

Mayor Fiscaro declared the public hearing closed at **8:11 p.m.**

Action:

Title of Resolution No. 2006-15:

RESOLUTION APPROVING A LOT LINE ADJUSTMENT BETWEEN CYPRESS LAWN CEMETERY AND CYPRESS ABBEY COMPANY 1701 HILLSIDE BOULEVARD.

Councilmember LUM moved **adoption of Resolution No. 2006-15 with the exception of conditions 3 and 4**, seconded by Vice Mayor VALLERGA and **carried** by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Helen Fiscaro	✓				
Frossanna Vallergera	✓				
Larry Formalejo	✓				
Philip J. Lum, Jr.	✓				
Joseph Silva	✓				
Voting Tally	5	0			

NEW BUSINESS

8. T.R. POLLICITA MIDDLE SCHOOL ATHLETIC FIELD CONSTRUCTION PROJECT.

Consider: Approval of the Athletic Field Design.

Brian Dossey, Director of Recreation Services, presented the staff report and introduced Rick Young, representing Jefferson School District and Devin Conway, representing Beals Alliance Design Consultants.

Mayor Fiscaro declared the public hearing open at **8:18 p.m.**

Appearance:

Devin Conway, representing Beals Alliance Design Consultants, reviewed design plan.

Mayor Fisicaro declared the public hearing closed at **8:20 p.m.**

Action:

Vice Mayor VALLERGA moved **approval of the athletic field design as presented**, seconded by Councilmember LUM and **carried** by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Helen Fisicaro	✓				
Frossanna Vallergera	✓				
Larry Formalejo	✓				
Philip J. Lum, Jr.	✓				
Joseph Silva	✓				
Voting Tally	5	0			

Consider: Adopting a Resolution to Amend a Joint Use and Construction Agreement for Athletic Field Design Between Jefferson School District, City of Daly City, and the Town of Colma, Including Gymnasium and Athletic Field.

Action:

Title of Resolution No. 2006-16:

RESOLUTION APPROVING AMENDMENT TO AGREEMENT AMONG JEFFERSON ELEMENTARY SCHOOL DISTRICT, CITY OF DALY CITY, AND THE TOWN OF COLMA FOR JOINING CONSTRUCTION AND USE OF ATHLETIC FACILITIES AND APPROVING DESIGN PLAN.

Vice Mayor VALLERGA moved **adoption of Resolution No. 2006-16**, seconded by Councilmember SILVA and **carried** by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Helen Fisicaro	✓				
Frossanna Vallergera	✓				
Larry Formalejo	✓				
Philip J. Lum, Jr.	✓				
Joseph Silva	✓				
Voting Tally	5	0			

Mayor Fisicaro reported that the Jefferson School Board would be naming the gymnasium and soccer field at its next meeting. She asked Council Members to advise the school board about their naming preferences.

9. **Consider: Introduction of An Ordinance to Amend Municipal Code Relating to Recovery of Costs and Attorneys Fees in Code Enforcement Matters and Waiving Reading of the Remainder of the Ordinance.**

Roger Peters, the City Attorney, presented the staff report.

Mayor Fisicaro declared the public hearing declared opened and closed at **8:26 p.m.**

Action:

Title of Ordinance:

AN ORDINANCE OF THE CITY COUNCIL OF THE TOWN OF COLMA AN ORDINANCE ADDING SECTION 1.05.080 TO THE MUNICIPAL CODE RELATING TO RECOVERY OF COSTS AND ATTORNEYS FEES IN CODE ENFORCEMENT.

Vice Mayor VALLERGA moved **introduction of the ordinance and waived reading of the remainder of the ordinance**, seconded by Councilmember SILVA and **carried** by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Helen Fisicaro	✓				
Frossanna Vallergera	✓				
Larry Formalejo	✓				
Philip J. Lum, Jr.	✓				
Joseph Silva	✓				
Voting Tally	5	0			

10. **Consider: Introduction of An Ordinance Repealing Colma Municipal Code Subchapter Two of Chapter Three and Adding Section 1.01.080, Relating to the CEQA (California Environmental Quality Act) Review Process and Waiving Reading of the Remainder of the Ordinance.**

Roger Peters, the City Attorney, presented the staff report.

Mayor Fisicaro declared the public hearing opened and closed at **8:30 p.m.**

Action:

Title of Ordinance:

AN ORDINANCE OF THE CITY COUNCIL OF THE TOWN OF COLMA REPEALING COLMA MUNICIPAL CODE SUBCHAPTER TWO OF CHAPTER THREE AND ADDING SECTION 1.01 080 , RELATING TO THE CEQA PROCESS.

Vice Mayor VALLERGA moved **introduction of the ordinance and waived reading of the remainder of the ordinance**, seconded by Councilmember SILVA and **carried** by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Helen Fisicaro	✓				
Frossanna Vallergera	✓				
Larry Formalejo	✓				
Philip J. Lum, Jr.	✓				
Joseph Silva	✓				
Voting Tally	5	0			

11. **Proposed Performance Measures for FY2006-07. (Discussion Only)**

Laura Allen, the Assistant City Manager, presented the staff report.

Mayor Fisicaro suggested looking at performance measures for the following:

- City Clerk minutes and agenda packets being completed on time
- Updating Human Resources policies
- Finance accounts payable being completed within 30 days

COUNCIL CALENDARING

Diane McGrath, the City Manager announced the following:

- Eggstravaganza Egg Hunt on Saturday, April 15th at 9 a.m. at Sterling Park
- Certification of Special Election by the County will be completed on April 24th
- Council will meet on April 24th at 6 p.m. to certify election results

Roger Peters, the City Attorney, indicated there possibly would be a Closed Session scheduled on April 24th.

REPORTS

Mayor Fisicaro expressed appreciation to Recreation Department and staff for the tour of 2nd grade classes at Town Hall; and also commented that she had attended the dedication of the 1906 monument stone at Cypress Lawn. She added that the original bricks from the San Francisco Earthquake were used for the path up to the memorial stone.

Councilmember Lum, Vice Mayor Vallergera and City Manager McGrath acknowledged Verano Association President, Fernando Duarte and resident Tina Keeney.

Councilmember Lum announced that he would not be attending the May 10th Town Council meeting due to surgery.

ADJOURNMENT

There being no further business, Mayor Fisicaro adjourned the Regular Meeting at **8:40 p.m.** in memory of the following:

- Elena Patacsil
- Julio Delucchi

Respectfully submitted,

Carol Ann Butler
Recording Clerk